IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 8093 of 2005

Between:

St. Peter's Educational Society,

Giddalur, Prakasham District rep by Correspondent,

Jaya Paul, S/o Joseph, Bharatnagar Colony, Hyderabad

..... PETITIONER

AND

1 Government of Andhra Pradesh rep. by Principal Secretary to

Government School Education
(Training-A1) Department at Secretariat, Hyderabad
2 Sri Krishnadevaraya University, Anantapur, rep through its Registrar.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ or Writs, order or direction, declaring the action of the 2nd Respondent in keeping pending the application of the petitioner for grant of affiliation to the college established by them to start B.Ed. Course, on the grounds that the petitioner do not have permission from the State Government, as illegal and arbitrary and consequently direct the 2nd respondent to forthwith grant affiliation to the college established by petitioner, for the year 2004-05 as per section 14(6) of NCTE Act, without insisting for grant of permission from the state Government; Award costs and pass such other or further orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.N.SRIDHAR REDDY

Counsel for Respondent No.1: GP FOR EDUCATION

Counsel for Respondent No.2: MR.K.V.RAMA LINGESWARA REDDY

The Court at the admission stage made the following :

ORDER:

This writ petition is filed aggrieved by the alleged inaction on the part of the second respondent-Krishnadevaraya University, Anantapur, in considering the application of the petitioner dated 19.03.2005 for grant of affiliation to the college established by it to start B.Ed., courses.

The petitioner states that it was granted no objection certificate by the State Government on 31.12.2001 and thereafter recognition was also granted by the National Council for Teacher Education, on 24.03.2005 and on the basis of the same it made an application on 19.03.2005 requesting the second respondent-University to grant the affiliation.

The grievance of the petitioner is that the second respondent failed to consider its application and no orders have been passed so far.

Having heard learned counsel for the petitioner and the learned Standing counsel appearing for the second respondent-University, without expressing any opinion as to the entitlement of the petitioner for grant of affiliation sought by it, the writ petition is disposed of with a direction to the second respondent to consider the application of the petitioner dated 19.03.2005 for grant of affiliation and to pass appropriate orders in accordance with law, as expeditiously as possible, preferably within a period of one week from the date of receipt of this order. No costs.

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20.04.2005

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To

1 The Principal Secretary, Government of Andhra Pradesh
School Education (Training-A1) Department at Secretariat,
Hyderabad .
2 The Registrar, Sri Krishnadevaraya University, Anantapur.

3 Two CCs to the G.P for Education, High Court of A.P.,

Hyderabad(O.U.T).

4 2 CD copies.